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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/477,099	01/04/2000	FREDERICK S. DUNLAP	P04056	8711
34456 7590 08/17/2007 LARSON NEWMAN ABEL POLANSKY & WHITE, LLP 5914 WEST COURTYARD DRIVE SUITE 200 AUSTIN, TX 78730			EXAMINER BETIT, JACOB F	
			ART UNIT 2164	PAPER NUMBER
			MAIL DATE 08/17/2007	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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09-477-099

EXAMINER
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ART UNIT	PAPER
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20070806

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Please see attached sheet.

**SAM RIMELL  
PRIMARY EXAMINER**

### DETAILED ACTION

1. The Board of Patent Appeals and Interferences was not asked to consider the rejection of claims 1-9 and 11-19 under 35 USC §102(b) and therefore this rejection of these claims stands, but the Board reversed all rejections against claims 10 and 20 dependent thereon. There are no allowed claims in the application. The independent claims 1 and 11 and the non-appealed dependent claims 2-9 and 12-19 are cancelled by the examiner in accordance with MPEP § 1214.06. Applicant is given a ONE MONTH TIME PERIOD from the mailing date of this letter in which to present the dependent claims 10 and 20 in independent form to avoid ABANDONMENT of the application. NO EXTENSIONS OF TIME UNDER 37 CFR 1.136(a) WILL BE GRANTED. Prosecution is otherwise closed.

2. Applicant is reminded that since the time period for reply is not extendable action in response to this letter must be fully compliant with the instructions provided and submitted within the time period for reply. Failure to fully comply with the requirements of this action within the time period may result in abandonment of the application.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jacob F. Bétit whose telephone number is (571) 272-4075. The examiner can normally be reached on Monday through Friday 9:30 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Rones can be reached on (571) 272-4085. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

jfb  
6 Aug 2007

  
SAM RIMELL  
PRIMARY EXAMINER